

February 22, 1996 LB 645

page 3, excuse me, tell me what that means, tell me what the individual discharge plan means in terms of what the alternatives are for releasing this person back into society. I guess we've talked about this aftercare...

SENATOR WESELY: Um-hum.

SENATOR BEUTLER: ...plan before, and bottom line of what I want to know is, do these changes in the law...under the old law, as I understood it, once they were released from any treatment program, they went back and served the rest of their sentence insofar as that sentence was still, still pertained.

SENATOR WESELY: Not necessarily.

SENATOR BEUTLER: Not necessarily?

SENATOR WESELY: Right.

SENATOR BEUTLER: Okay, under...tell me, under subsection (7) of page 5 it says, if the court finds that the offender is not amenable to treatment, is uncooperative or has reached the maximum benefit...oh, I see, but cannot be placed in an aftercare treatment program under conditions set by the court, the offender shall be placed in the facility to serve the remainder of his sentence.

SENATOR WESELY: Right.

SENATOR BEUTLER: All right, so the alternative is either the aftercare treatment program under conditions set by the court, or returning to serve the remainder of their sentence.

SENATOR WESELY: Right, absolutely.

SENATOR BEUTLER: All right, and under the bill, as your amending it, the process as you're amending it the court would still determine...

SENATOR WESELY: No.

SENATOR BEUTLER: ...whether they go into the after treatment program or back to jail?